

REMARKS

In the Restriction Requirement mailed October 06, 2005, the Examiner has restricted the claims to one of the following inventions under 35 U.S.C. 121:

- I. Claims 1-32, drawn to methods/machine readable medium/pattern generating system involving analyzing optical behavior within the ring-like region, classified in class 716, subclass 21.
- II. Claims 33-37, drawn to a method for solving a system of equations to select a point within at least one of the intersecting regions, classified in class 703, subclass 2.
- III. Claims 38-61, drawn to methods/machine readable medium involving identifying a number of second regions overlapping the first regions as part of the reticle forming/optical behavior analysis, classified in class 716, subclass 21.

Applicant elects, without traverse, Group I, claims 1-32. Applicant respectfully cancels claims 33-61 (Groups II and III) without prejudice or disclaimer, and reserves the right to reintroduce them in one or more Divisional applications at a later date.

RESPONSE TO RESTRICTION REQUIREMENT

Serial Number: 10/609,153

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Title: METHOD AND DEVICE FOR CHECKING LITHOGRAPHY DATA

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Dkt: 303.854US1

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6944 to facilitate prosecution of this application.

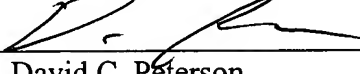
If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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By their Representatives,

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 4 day of November, 2005.

Name KATE GANNON

Signature 